

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JOHN S. RHINE,

Petitioner,

vs.

CDC, et al.,

Respondents.

No. C 07-4729 JF (PR)

JUDGMENT

The Court has dismissed the instant habeas action without prejudice because Petitioner's challenges to the conditions of his confinement should be brought in a civil rights complaint pursuant to 42 U.S.C. § 1983. Accordingly, a judgment of dismissal without prejudice is entered. The Clerk shall close the file.

IT IS SO ORDERED.

DATED: 9/19/07

  
JEREMY FOGEL  
United States District Judge

1 A copy of this ruling was mailed to the following:

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